IN THE UNITED STATES PAZENT AND TRADEMARK OFFICE

Examiner: P. Prebilic

Applicant: Williamson, et al

Art Unit: 3738

Serial No: 09/306,448

Filed: 05/06/99

Title: MEANS AND METHOD OF REPLACING A HEART VALVE IN A MINIMALLY INVASIVE MANNER

Hon. Commissioner of Patents and Trademarks

Washington, D.C. 20231

sir:

DECLARATION UNDER 37 C.F.R. Section 1.132

DEC 2 2 2000

Dear Sir:

- Thomas J. Ward declares as follows.
- 2. I am the co-inventor of the invention claimed in US Patent 6.042.607.
- 3. However, the invention that is the subject matter of Claims 1-20 of application serial number 09/306.448 was the invention of the inventors named in application serial number 09/306,448.
- 4. Furthermore, the subject matter that is disclosed in US Patent 6,042,607 and that is claimed in claims 1-20 of application serial number 09/306,448 was derived from the inventors named in application serial number 09/306,448.
- 5. I hereby declare that all statements made herein of my own knowledge are true: that all statements made herein on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the

mited States Code . that such willrul false statements may jacopardize the validity of the above-identified application and any patent resulting therefrom.

THOMAS J. WATE

Date: 11/20/00